App F IX 4

Previous References 1947 4 P nil)

File No 11-47

Serial Nos 33 34

Later References

ML 11.48(5 x)

GENERAL AND REVENUE SECRETARIAT

Serial Nos Nil

Part B for Nagpur

SUBJECT

Commission of the Election Case Collected by the Municipality

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L 11132 & 25/1/49

The President

City Nal-el- Nagpur

State Nal- Government see no reason to reconsider the order already passed

Serial No

From the President City Municipal Mysore

M S P 190/46-47 dated 8-10-47

Requests the Govt to reconsider their orders conveyed in G.O. No L 2917/All II 471 dated 21-8-47, vesting the proposal of the Mysore City Municipal Bill to allow a deduction of 10% on the amount of the Education Cess collected by the Municipality

Flag 'D'

1) The Mysore City Municipal Council has recommended a reconsideration of the Orders conveyed in G.O. No L 2917/All II-47-6 dated 21-8-47 on the following grounds —

a) the posting of ledger entries and maintenance of its accounts, etc is an additional work which has devolved on Municipality by the Municipality is made responsible for the timely collection of this cess and that it should be compensated for the services rendered in this behalf —

b) that in view of the present unsatisfactory financial position of the Municipality his modest request of the Municipality is fully justified

2) The recommendation of the Muni

NOTE—Contn Sheet

Serial No

on the last occasion was not accepted for the ~~last~~ reason that a similar representation of the Bangalore City Municipality was turned down

Br. 20.10.47 3) No special reasons are addduced - in support of the request other than those already set forth on the previous occasion + vide proceedings under reply

The entire cess levied / collected is to be made over to the Corporation for the promotion of Primary Education + no deduction out of it is allowed or contemplated under the provisions of the Elementary Education Act

A reply may perhaps be sent to the effect that the Govt see no reason to reconsider the orders already passed - in the matter

Perused for 29 x 47

4) The Proposal of the Mysore Municipal Council cannot be accepted, in the circumstances stated above Where such a request of the Bangalore City Municipal Council has not been conceded as can be seen from the notes of the Collector

2068A
ml

places below. There is no reason
why the case of the Mysore
City Municipality should
be treated differently.

Cross already passed
by Standing

(Circulated
for City Mtg)

8
30/10/47
31/11/47

6) Till the passing of the
Elementary Education Act in
1941, the Local Council was the
Local Education Authority &
as such they were collecting the
Education Cess & maintaining
the Primary Schools the Act
does not provide for payment
any Collection Charges to any
Collecting Agency be it Municipality
or the D.B. Board or any other
local body. The Govt Sanction
accorded to the proposal, it
would be contravening the spirit
of the Act, particularly Section

2068/Part 11-47

re consideration of the orders already passed

13/11/47

14/11/47

Sgt letter

14/11/47

Draft letter for approval

S232
18/11

17/11/47 18/11

Approved

18/11/47

Done

19/11/47

TYPING SECTION
20 NOV

1634

To Dr Dolt, Agr Mech, Mysore
No L 11132 dt 25-11-47

States that Govt see no reason for a re consideration of the orders already passed in the matter

2068 A/14 10 47

Office of the President
City Municipal Council Mysore

No. M.S.P. 190/46-47
Encl one

Date 8th October, 47 19

ml 11-47-33

From

N S HIRANNAYYA Esq, M A
President City Municipal Council,
MYSORE.

To

Syed Abdul Aleem, Esq, B A,
Secretary to Government,
Revenue Department,
Bangalore

DEPTT. & REV SECRETARI 2068/mf 14 OCT 1947 L S G BRANCH

Sir,

Subject - Commission on the Education Cess collected by the Municipality

Adverting to your letter No L 2917/Ml 11-47-6 dated 21-8-1947 intimating that the proposal of the Municipal Council to allow a deduction of 10% on the amount of Education cess collected by the Municipality does not commend itself to Government and that no special staff is required for writing up bills or for its collection, no separate receipts in a specified form are issued and that no extra paper or stationery is used etc , I have the honour to state that although separate forms are not required the collection of the cess, the posting of ledger entries and maintenance of its accounts etc , is an additional work which has devolved on the Municipality The Municipality is also made solely responsible for the timely collection of this cess The Council feels that it should be compensated for this service and is justified in making this modest request especially in view of its present financial stringency The Council have therefore resolved in their resolution No 213 dated 30-9-1947 (copy enclosed) to request the Government to reconsider their decision

I, therefore, request you kindly to move the Government in the matter and obtain sanction of Government to the

Council resolution dated 10-6-47 on the subject

I have the honour to be,

Sir,

Your most obedient servant,

PRESIDENT

MYSORE CITY MUNICIPALITY, MYSORE

Proceedings of the Adjourned General meeting of the Mysore City Municipal Council held in the Municipal Offices on Tuesday the 30th September 1947 at 4 P M

213 Letter No L 2917-M1/11-47-6 dated 21-8-1947 from the Secretary to Government, Revenue Department, intimating that the resolution of the Municipal Council to allow a deduction of 10% on the amount of the Education Cess collected by the Municipality does not commend itself to the Government on the ground that no special staff is required to be employed by the Municipal Council for the writing up of the bills or demand notices or for its collection etc

'Government may be requested to reconsider their decision '

Sd N S Hirannayya,
President

"COPY"
PRESIDENT.

C No
Ref on Pet No } 19
App No
Dis No
Enclosure Dated
Approved on
Copied on by
Examined on by
Sign d on Despatched on
Entered in—
Current Petition Appeal { Register on By
Periodical
Reminded on

WD 81963—GPB—1 00 000—16 12-4

DRAFT

Cover
11122 / mc 11-4) - 34
25-11-47
The Sdt, Cgr mc cc, Clyston

Docke Abstract

Sir

With reference to your letter No mc 463 P 170/46-1 dated 8-10 47 requesting in the matter of the reconsideration of the orders of Govt conveyed in their letter No L 2917/mc 11-47-1 dt 21-8 47, relating to the Proposal of the mc cc to allow a deduction of 10 per cent on the amount of Education Cess collected by the said in view of the facts set forth therein, I am directed to state that, till the passing of the Elementary Education Act in 1941, the mc cc was the Local Education authority and as such it was collecting the Education cess and maintaining the Primary schools the provision of the Act do not provide for payment of any collection charges to any Collecting Agency which entitles the Govt or the Dt Board or any other Local body the entire amount collected less Rs 6 per mensem to the Govt

I am ~~of~~ further
~~that~~ in case any choice is exercised by
the proposed ~~or~~ registered it would be contravening the spirit of the Act
particularly Sections 9 & 10 thereof I am therefore
~~of the~~ that I see no reason for a reconsid
of the orders already passed in the matter

Thanks etc

19/11/47

Yours sincerely

Yes
15/11/47

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

No L 11132/Rvl 11-47-34 **General and Revenue Secretariat** *Dated Bangalore* 25-11-1947

FROM

The Secretary to the Government of
His Highness the Maharaja of Mysore
Revenue Department

To

The President,
City Municipal Council, Mysore

SIR

With reference to your letter No M3 P 190/46-47 dated 8th October 1947, in the matter of the reconsideration of the orders of Government conveyed in their letter No L 2917/Rl 11-17- dated 21 8 1947, vetoing the proposal of the municipal council to allow a deduction of 10 per cent on the amount of Education Cess collected by the municipality, in view of the facts set forth therein, I am directed to state that till the passing of the Elementary Education Act in 1941, the municipal council was the local Education Authority and as such, it was collecting the Education Cess and maintaining primary schools The provisions of the Act do not provide for payment of any collection charges to any Agency which collects the said cess be it municipality or the District Board or any other local body The entire amount collected has to be paid over to the Government Further in case sanction is accorded to the proposal as requested it would be contravening the spirit of the Act, particularly Section 9 & 10 thereof I am therefore to state that Government see no reason for a reconsideration of the orders already passed in the matter

matter

have the honour to be,
Sir,
Your most obedient servant

for Secretary to Government,
Revenue Department